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Attorney's Docket No. 9040-21IP

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Frank B. Wyatt et al;

Serial No.: 10/611,478

Filed: July 1, 2003

For: *COAXIAL CABLE HAVING WIDE CONTINUOUS USABLE BANDWIDTH*

Date: August 4, 2003

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR REFUND OF FEEUNDER 37 C.F.R. §1.26

Sir:

Applicant respectfully submits this Request for Refund of Fee pursuant to 37 C.F.R. §1.26 in the amount of \$252.00. The above-referenced application was filed on July 1, 2003 and was accompanied by payment in the amount of \$1,750.00 for a large entity and recordation of Assignment. The fee charged for the above-identified application, \$1930.00, was in excess of the \$252.00 fee required to be paid by Applicant. Thus, Applicant respectfully requests a refund in the amount of \$252.00 (the difference in the \$900.00 charge for claims in excess of twenty, when it should have been \$648.00 [we had indicated a fee of \$720.00 to be charged which is also incorrect]) to be placed in our Deposit Account No. 50-0220.

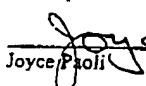
Respectfully submitted,


James R. Cannon
Registration No. 35,839

USPTO Customer No. 20792
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: 919/854-1400
Facsimile: 919/854-1401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 4, 2003.


Joyce Paoli

PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

07/07/2003 WABRHAM1 00000055 500220 10611478

01 FC:1001 750.00 DA
02 FC:1202 900.00 DA
03 FC:1203 280.00 DA

Adjustment date: 11/25/2003 EEKUBAY1
07/07/2003 WABRHAM1 00000055 500220 10611478
02 FC:1202 900.00 CR

11/25/2003 EEKUBAY1 00000017 500220 10611478

01 FC:1202 648.00 DA

PTO-1556
(5/87)

MYERS BIGEL SIBLEY & SAJOVEC
Patent Attorneys
4140 Parklake Avenue, Suite 600, Raleigh, NC 27612
P.O. Box 37428, Raleigh, NC 27627
919-854-1400
Facsimile 919-854-1401

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If there is a problem with this transmission, please call (919) 854-1400. Our fax number is (919) 854-1401.

Attached is a copy of our previously filed "Request for Refund of Fee Under 37 C.F.R. §1.26 and 37 C.F.R. §1.28(a) for U.S. Application Serial No. 10/611,478.

Confidentiality Note

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JRC

Date 8-4-03
File No. 9040-2115
SN 10/6/11, 478

Sir:

Kindly acknowledge receipt of the accompanying by placing your receiving date stamp hereon and mailing.

1. Request for Refund of Fee

Respectfully,
Myers, Bigel, Sibley & Sajovec
Attorneys for Applicant

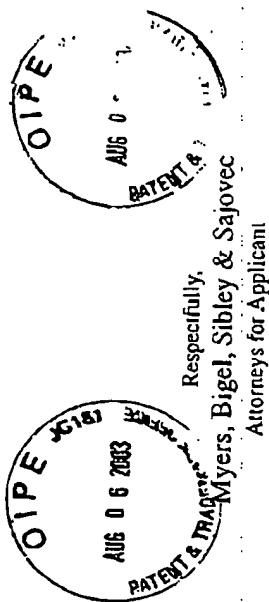
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SN 10/6/11, 478

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1. Request for Refund of Fee



Respectfully,
Myers, Bigel, Sibley & Sajovec
Attorneys for Applicant

NOV. 7 2003 11:24AM

MBS&S 919 854-1401

NO. 3133 P. 4/6

MAIL STOP Patent App.

Commissioner for Patents
P.O. Box
Alexandria, VA 22313-1450

Date: 7-1-03
Doc. N. 7740-0215P
Serial No.
Inventor: WYATT et al

Sir: Kindly acknowledge receipt of the accompanying items listed below by placing your receiving stamp hereon and return mailing:

Application Transmittal and:

- Specification pages 2
- No. of Claims 10
- Declaration & POA
- Assignment and Fee
- Small Entity Statement
- Formal Drawings/ 3 sheets
- Associate Power of Attorney
- Exp. Mail
- 1st Class Mail

Other:

- Check \$ _____
- IDS & PTO-1449 & _____ refs.
- Amendment & Amend. Transmittal
- Preliminary Amendment
- Issue Fee
- Brief
- Appeal
- Submittal of Priority Doc.

Respectfully submitted,
MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Attorneys for Applicant



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Serial No. <u>7740-0215P</u>	Priority Fee	CALL 1-800-222-1811 www.usps.com
Inventor: <u>WYATT et al</u>	Small Entity Statement	571
Application Transmittal and:	Formal Drawings/ <u>3</u> sheets	
<input checked="" type="checkbox"/> Specification pages <u>2</u>	Associate Power of Attorney	
<input checked="" type="checkbox"/> No. of Claims <u>10</u>	Exp. Mail	
<input type="checkbox"/> Declaration & POA	1st Class Mail	
<input type="checkbox"/> Assignment and Fee	Other:	
<input type="checkbox"/> Small Entity Statement		
<input checked="" type="checkbox"/> Formal Drawings/ <u>3</u> sheets		
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENTATTY DOCKET NO.: 9040-21 IP
DATE: July 1, 2003UTILITY PATENT APPLICATION TRANSMITTAL LETTER
AND FEE TRANSMITTAL FORM (37 CFR 1.53(b))

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is:

- a patent application
 a Continuation a Divisional a Continuation-in-Part (CIP) Application of prior application no.: 10/192.215, filed July 10, 2002, the disclosure of which is hereby incorporated herein by reference in its entirety.
 and claims the benefit of Provisional Application No. _____; filed _____.

Inventor(s) or Application Identifier: FRANK B. WYATT, ROBERT WESSELS,
CHRISTOPHER STORY, DOUGLAS BLEW and MICHAEL GIALENOS

Entitled: COAXIAL CABLE HAVING WIDE CONTINUOUS USABLE BANDWIDTH

Correspondence Address:



20792

PATENT TRADEMARK OFFICE

Enclosed are:

1. Application Transmittal Letter and Fee Transmittal Form (*A duplicate is enclosed for fee processing*)
2. 25 pages of Specification (including 56 claims)
3. 3 sheets of Formal Drawings (35 USC 113)
4. Oath or Declaration
 - a. newly executed (*original or copy*)
 - b. copy from prior application (37 CFR 1.63(d)) (*for continuation/divisional*) [Note Box 6 Below]
 - c. DELETION OF INVENTOR(S) (*Signed statement deleting inventor(s) named in the prior application*)
5. Application Data Sheet. See 37 CFR 1.76
6. Incorporation By Reference (*useable if box 4b is checked*)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under

Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

7. Microfiche Computer Program (*Appendix*)
8. Assignment papers (*cover sheet(s) and document(s)*)
9. Applicant claims small entity status. See 37 CFR 1.27.
10. Information Disclosure Statement, PTO-1449, and _____ references cited
11. Preliminary Amendment (*Please enter all claim amendments prior to calculating the filing fee.*)
12. English Translation Document
13. Certified Copy of Application No. ; Filed
14. Sequence Listing/ Sequence Listing Diskette
 - a. computer readable copy
 - b. paper copy
 - c. statement in support
15. An Associate Power of Attorney
16. Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
17. Other:

The fee has been calculated as shown below:

	Column 1 No. Filed	Column 2 No. Extra	Small Entity Rate	Large Entity Rate
BASIC FEE			\$375.00	\$ 750.00
TOTAL CLAIMS	36 - 20 =	36 - 40	x 09 = \$	x 18 = \$ 720.00
INDEP CLAIMS	3 - 3 =	0	x 42 = \$	x 84 = \$
<input checked="" type="checkbox"/> MULTIPLE Dependent Claims Presented			+ 140 = \$	+ 280 = \$280.00
<i>If the difference in Col. 1 is less than zero, Enter "0" in Col. 2</i>			Total \$	Total \$1750.00

648.00

1678.00

- A check in the amount of \$ to cover the filing fee is enclosed.
- A check in the amount of \$ is enclosed to cover the filing fee, PLUS the Assignment Recordation fee (\$40.00).
- Please charge my Deposit Account No. 50-0220 in the amount of \$1,750.00.
- The Commissioner is hereby authorized to credit overpayments or charge the following fees associated with this communication to Deposit Account No. 50-0220:
 - a. Additional filing fees under 37 CFR 1.16 for presentation of extra claims.
 - b. Additional patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

James R. Cannon

Registration No. 35,839

CERTIFICATE OF EXPRESS MAILING

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Date of Deposit: July 1, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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